

September 06, 2011

GLORIA L. FRANKLIN, CLERK
U.S. BANKRUPTCY COURT
NORTHERN DISTRICT OF CALIFORNIA



The following constitutes
the order of the court. Signed September 06, 2011

1 DEVIN DERHAM-BURK #104353
2 CHAPTER 13 STANDING TRUSTEE
3 P O BOX 50013
4 SAN JOSE, CA 95150-0013

5 Telephone: (408) 354-4413
6 Facsimile: (408) 354-5513

7 Trustee for Debtors

8 UNITED STATES BANKRUPTCY COURT
9 NORTHERN DISTRICT OF CALIFORNIA
10 SAN JOSE DIVISION

11 In Re:) Chapter 13
12 CHRISTOPHER BUCHANAN FOLEY) Case No. 11-56390 CN
13 BROOKSLEY LYNN FOLEY) **ORDER CONFIRMING PLAN**
14 Debtors

15 The Debtors filed a Plan under Chapter 13 of the Bankruptcy Code on Jul 07, 2011, a copy of
16 which was served on creditors. After hearing on notice on Aug 31, 2011, the Court finds that:

17 1. The Plan complies with 11 U.S.C. §1325(a), and other applicable bankruptcy laws, rules and
18 procedures.

19 THEREFORE, IT IS ORDERED THAT:

20 1. The Debtors' Plan filed on Jul 07, 2011 is confirmed.
21 2. The future income of the Debtors shall be submitted to the supervision and control of DEVIN
22 DERHAM-BURK, Trustee herein, as is necessary for the execution of the Plan.

23 /

24 /

25 /

26 /

1 3. Any creditor whose claim is entirely disallowed by final non appealable order, and any creditor
2 listed in the Debtors' original Schedules that has not filed a proof of claim by the claims bar date
3 need not be served with notice of any subsequent action in this case by the Debtors or the
4 Trustee unless such creditor files a request for special notice with the Court and serves such
5 request on the Trustee and Debtors' attorney. Notwithstanding the above, if the proposed
6 action would adversely impact a creditor, that creditor must be served notice.

7 4. Until the Plan is completed, dismissed or converted to a case under a different chapter of the
8 Bankruptcy Code, the Debtors shall, pursuant to the terms of the Plan, pay to the Trustee the
9 sum of \$100
10 no later than the last day of each month, at P O BOX 50013, SAN JOSE, CA 95150-0013.

11 5. If the Debtors fail to timely tender a payment as set forth above, the Plan shall be considered in
12 default. Upon written notice of default by the Trustee, the Debtors shall, within twenty (20)
13 days of said notice, either: 1) cure the default; or 2) meet and confer with the Trustee AND
14 enter into an agreement resolving the default in a manner acceptable to the Trustee; or 3) file
15 and serve an Application to Modify Plan which shall propose terms under which the Plan is not
16 in default and which shall provide for Plan completion within sixty (60) months after the time
17 that the first payment under the original plan was due.

18 6. Except as otherwise provided in the Plan or in the Order Confirming Plan, the Trustee shall
19 make payments to creditors under the Plan.

20
21 * * * END OF ORDER * * *

22 Approved as to form and content.

23 Dated: Sep 02, 2011

24 /s/ DEVIN DERHAM-BURK
25 Chapter 13 Standing Trustee

COURT SERVICE LIST

Case Name: CHRISTOPHER BUCHANAN
FOLEY

Case No.: 11-56390 CN

CHRISTOPHER BUCHANAN FOLEY
BROOKSLEY LYNN FOLEY
11 LOCH PL
DEL REY OAKS, CA 93940

SETH L HANSON ESQ
LAW OFFICE OF SETH L HANSON
2200B DOUGLAS BLVD #150
ROSEVILLE, CA 95661